

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

ELECTRONIC PRIVACY INFORMATION  
CENTER, *et al.*,

Plaintiffs,

v.

No. 1:25-cv-0255 (RDA/WBP)

U.S. OFFICE OF PERSONNEL  
MANAGEMENT, *et al.*,

Defendants.

**JOINT MOTION FOR BRIEFING SCHEDULE**

The parties, through undersigned counsel, respectfully move this Court to adopt a briefing and hearing schedule with respect to Plaintiffs' motion for a temporary restraining order (Dkt. 5). Good cause for the requested relief is:

1. On February 10, 2025, Plaintiffs filed this case, alleging generally that Defendants have unlawfully provided access to certain information technology systems at the U.S. Department of the Treasury and U.S. Office of Personnel Management to individuals affiliated with the U.S. Department of Government Efficiency ("DOGE") Service. *See generally* Compl. (Dkt. 1).
2. On February 12, 2025, Plaintiffs filed a motion for a temporary restraining order, seeking to restrain Defendants from continuing to provide the at-issue access. *See Mot.* (Dkt. 5).
3. Counsel for the parties, since February 12, have conferred in good faith regarding an appropriate schedule for briefing and holding a hearing on Plaintiffs' motion. Despite their efforts, the parties have been unable to agree on such a schedule. The parties' respective positions are as follows.

4. **Plaintiffs' position:** Plaintiffs have reason to believe that their confidential personal data is at risk of or has been subject to disclosure in violation of federal law, and they are experiencing ongoing harm as a result. For that reason, Plaintiffs have moved as quickly as possible to seek expedited temporary relief to preserve Plaintiffs' privacy interest against the irreparable harm of disclosure. Accordingly, Plaintiffs propose the following schedule, in line with the Court's default civil motions hearing schedule:

- a) Defendants' opposition will be due on **Monday, February 17, 2025, by 5 pm;**
- b) Plaintiffs' reply, if any, will be due on **Tuesday, February 18, 2025, by 5 pm;**
- c) the Court will hold a hearing on Plaintiffs' motion on **Wednesday, February 19, 2025.**

5. **Defendants' position:** Defendants believe more time than that proposed by Plaintiffs is needed to obtain, in a form appropriate for submission to the Court, all of the factual information needed to appropriately inform the Court (and Plaintiffs) as to the issues in sufficient time to file an opposition to Plaintiff's motion on February 17, 2025, as proposed by Plaintiffs, particularly in light of the impending holiday weekend. Accordingly, Defendants propose a schedule in line with the standard non-dispositive motion schedule used by this Court:

- a) Defendants' opposition will be due on **Wednesday, February 19, 2025, by 5 pm;**
- b) Plaintiffs' reply, if any, will be due on **Thursday, February 20, 2025, by 5 pm;** and
- c) the Court will hold a hearing on Plaintiffs' motion on **Friday, February 21, 2025.**
- d) Should the Court adopt this schedule, Defendants respectfully request the hearing occur in the afternoon of February 21, 2025.

6. The parties respectfully submit these positions for the Court's resolution.

7. In addition, Defendants do not oppose Plaintiffs' motion to proceed pseudonymously (Dkt. 3) and Plaintiffs therefore waive hearing on that motion.

8. Two proposed orders are attached to this motion for the Court's convenience. The first sets forth Plaintiffs' proposed schedule, and the second sets forth Defendants' proposed schedule.

9. The parties waive hearing on this joint motion.

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Dated: February 14, 2025

BRETT A. SHUMATE  
Acting Assistant Attorney General  
Civil Division

MARCI A. BERMAN  
JOSEPH E. BORSON  
Assistant Directors  
Federal Programs Branch

ERIK S. SIEBERT  
United States Attorney

By: \_\_\_\_\_ /s/  
JONATHAN T. LUCIER  
Assistant United States Attorney  
Office of the United States Attorney  
919 E. Main Street, Suite 1900  
Richmond, Virginia 23219  
Tel: (804) 819-5400  
Fax: (804) 771-2316  
Jonathan.Lucier@usdoj.gov

PETER B. BAUMHART  
Assistant U.S. Attorney  
2100 Jamieson Avenue  
Alexandria, Virginia 22314  
Tel: (703) 299-3738  
Fax: (703) 299-3983  
Peter.Baumhart@usdoj.gov

OLIVIA G. HORTON  
Trial Attorney  
U.S. Department of Justice  
Civil Division, Federal Programs Branch  
1100 L. Street, NW  
Washington D.C. 20005  
Tel.: (202) 305-0747  
Olivia.G.Horton@usdoj.gov

*Counsel for Defendants*

Respectfully submitted,

/s/ Matthew B. Kaplan  
Matthew B. Kaplan (VSB # 51027)  
THE KAPLAN LAW FIRM  
1100 N. Glebe Rd., Suite 1010  
Arlington, VA 22201  
Tel: (703) 665-9529  
mbkaplan@thekaplanlawfirm.com

Alan Butler (*pro hac vice forthcoming*)  
John L. Davisson (*pro hac vice forthcoming*)  
ELECTRONIC PRIVACY  
INFORMATION CENTER  
1519 New Hampshire Ave., N.W.  
Washington, D.C. 20036  
Tel: (202) 483-1140  
Fax: (202) 483-1248

Mark B. Samburg (*pro hac vice  
forthcoming*)  
Aman T. George (*pro hac vice forthcoming*)  
Orlando Economos (*pro hac vice  
forthcoming*)  
Robin F. Thurston (*pro hac vice  
forthcoming*)  
Skye Perryman (*pro hac vice forthcoming*)  
DEMOCRACY FORWARD  
FOUNDATION  
P.O. Box 34553  
Washington, D.C. 20043  
Tel: (202) 448-9090  
Fax: (202) 796-4426  
msamburg@democracyforward.org  
ageorge@democracyforward.org  
oeconomos@democracyforward.org  
rthurston@democracyforward.org  
sperryman@democracyforward.org

*Counsel for Plaintiffs*